

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

&

THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

MONDAY, THE 24TH SEPTEMBER 2007 / 2ND ASWINA 1929

LA.App..No. 1038 of 2003()

LAR.88/1998 of SUB COURT, MANJERI

APPELLANT: NOT PARTY IN LAR:

THE AIRPORT DIRECTOR,
AIRPORT AUTHORITY OF INDIA, NATIONAL AIRPORTS
DIVISION, CALICUT AIRPORT P.O., CALICUT AIRPORT.

BY ADV. SRI.N.N.SUGUNAPALAN

RESPONDENTS: CLAIMANT AND RESPONDENT:

1. SMT.NUPPIDIAN AYSHA,
D/O. PERINCHEERI AVARANKUTTY MOLLA,
P.O. CHIRAYIL, KONDOTTY.
2. THE DISTRICT COLLECTOR, MALAPPURAM.

BY GOVT.PLEADER SRI.K.V.MANOJKUMAR.

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD
ON 24/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A. NO.1038 OF 2003

Dated 24th September, 2007.

J U D G M E N T

Kurian Joseph, J.

The appeal is directed against the decree and judgment in LAR 88/1998 on the file of the Sub Court, Manjeri. Despite service of notice, there is no appearance. The acquisition is for the purpose of extension of run way of the Calicut Airport. Learned counsel for the Airport Authority submits that all the connected matters covered by the common judgment have been remanded to the reference court and the trial is going on. Accordingly, we set aside the judgment in LAR 88/98 also and remit the matter to the said court for being tried along with the connected cases. Since the appeal is remanded, the appellant will be entitled to refund of the court fee.

KURIAN JOSEPH, JUDGE.

HARUN-UL-RASHID, JUDGE.

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**KURIAN JOSEPH &
HARUN-UL-RASHID, JJ**

L.A.A. NO.1038 OF 2003

J U D G M E N T

Dated 24th September, 2007.

